

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

MICHAEL RINALDI, :
Plaintiff :
: : No. 1:13-cv-450
v. : :
: : (Judge Rambo)
UNITED STATES OF :
AMERICA, *et al.*, :
Defendants :
:

ORDER

AND NOW, this 16th day of April 2019, for the reasons set forth in the Memorandum accompanying this Order, **IT IS ORDERED THAT**:

1. Defendants' motion to dismiss and/or, in the alternative, for summary judgment (Doc. No. 68) is **GRANTED IN PART** and **DENIED IN PART**, as follows:
 - a. The motion (Doc. No. 68) is **GRANTED** with respect to Rinaldi's First Amendment retaliation claim;
 - b. The motion (Doc. No. 68) is **GRANTED** with respect to Rinaldi's Eighth Amendment claim against Defendants Watts, Norwood, Bledsoe, Thomas, Grondolsky, Young, Rear, Doe, and Taggart;
 - c. The motion (Doc. No. 68) is **DENIED** with respect to Rinaldi's Eighth Amendment claim against Defendants Kissell, Baysore, and Gee;
2. The Clerk of Court is directed to enter judgment in favor of Defendants Watts, Norwood, Bledsoe, Thomas, Grondolsky, Young, Rear, Doe, and Taggart and against Plaintiff;
3. This matter shall proceed with respect to Rinaldi's Eighth Amendment claim against Defendants Kissell, Baysore, and Gee; and

4. A separate scheduling order will issue.

s/Sylvia H. Rambo
SYLVIA H. RAMBO
United States District Judge